

LAWS
OF THE
TERRITORY OF HAWAII
PASSED BY THE
ELEVENTH LEGISLATURE
SPECIAL SESSION
1920

COMMENCED ON WEDNESDAY, THE TENTH DAY
OF NOVEMBER, AND ENDED ON WEDNESDAY,
THE TWENTY-FOURTH DAY OF NOVEMBER.

PUBLISHED BY AUTHORITY.

HONOLULU:
THE ADVERTISER PUBLISHING CO., LTD.
1920



LIST OF MEMBERS AND OFFICERS OF THE
LEGISLATURE OF THE TERRITORY
OF HAWAII.

SPECIAL SESSION OF 1920

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Vice-PresidentH. A. Baldwin, Paia, Maui.
ClerkAlbert E. Lloyd, Honolulu, Oahu.

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	Russell, J. W. (R) *	Hilo, Hawaii.
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	Rice, H. W. (R) *.....	Paia, Maui.
	Tavares, A. F. (R).....	Paia, Maui.
Third.....	Ahia, William M. (R).....	Honolulu, Oahu.
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	King, Chas. E. (R) *.....	Honolulu, Oahu.
	Lucas, John (R).....	Honolulu, Oahu.
Fourth.....	Wise, John H. (R) *.....	Honolulu, Oahu.
	Kealoha, Jno. A. (D).....	Kapaa, Kauai.
	Rice, Charles A. (R) *.....	Lihue, Kauai.

DDemocrat.
RRepublican.

*Holdover Senators.

RECAPITULATION.

Republicans 14
Democrat 1

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Messrs. J. W. Russell (Chairman), A. F. Tavares, E. A. K. Akina, L. M. Judd and Wm. M. Ahia.

ON PUBLIC LANDS AND INTERNAL IMPROVEMENTS.

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ON PUBLIC HEALTH.

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ON EDUCATION.

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 Vice-SpeakerC. H. Cooke, Honolulu, Oahu.
 Clerk.....Edward Woodward, Honolulu, Oahu.

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	Lyman, Norman K. (R).....	Hilo, Hawaii.
	Silva, Evan da (R).....	Hilo, Hawaii.
	Vannatta, William C. (R).....	Paauiilo, Hawaii.
Second.....	Aona, Francis K. (R).....	Kealakekua, Hawaii.
	Holstein, H. L. (R).....	Kohala, Hawaii.
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	Muller, Emil M. (R).....	Holualoa, Hawaii.
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Kupihea, David M. (D).....		Puuhale, Oahu.
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	Hayselden, David K. (R).....	Lihue, Kauai.
	Hoopale, John A. (R).....	Kalaheo, Kauai.
	Hoopii, N. K. (R).....	Kapaa, Kauai.

RRepublican.

DDemocrat.

RECAPITULATION.

Republicans 26

Democrats 4

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ON JOURNAL.

Messrs. H. I. Holstein (Chairman), E. da Silva and F. Archer.

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LAWS
OF THE
TERRITORY OF HAWAII
Passed at the
Eleventh Session of the Legislature
In Special Session
1920

ACT 1

[H. B. No. 1]

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE SPECIAL SESSION OF THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF THE TERRITORY OF HAWAII OF THE YEAR 1920.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There shall be and hereby is appropriated the sum of eighteen thousand dollars (\$18,000.00) from the public treasury for the purpose of defraying the expenses of the special session of the house of representatives of the legislature of the Territory of Hawaii of the year 1920.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 16th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 2

[S. B. No. 1]

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFAYING THE EXPENSES OF THE SPECIAL SESSION OF THE SENATE OF THE LEGISLATURE OF THE TERRITORY OF HAWAII OF THE YEAR 1920.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There shall be and hereby is appropriated the sum of ten thousand dollars (\$10,000.00) from the public treasury for the purpose of defraying the expenses of the special session of the senate of the legislature of the Territory of Hawaii of the year 1920.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 16th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 3

[S. B. No. 11]

AN ACT TO AMEND SECTION 1237 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO AN ADDITIONAL PROPERTY TAX.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1237 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 1237. Additional property tax. In the month of January of each year, the treasurer of the Territory, shall prepare with the approval of the governor, an estimate of the amount of money, if any required, in addition to all other moneys esti-

mated to be available for the purpose, to meet the estimated probable expenditures under territorial appropriations of general revenues until the fifteenth day of May of the following year, and also an estimate of the rate per cent, which, however, shall not exceed one-fourth of one per cent, at which the property subject to the general property tax under Section 1236 should be taxed in order to yield during the year in which such estimate is made the amount so estimated to be required; in estimating which rate the aggregate value of property as assessed for the purposes of such general property tax for the preceding year shall be taken as a basis. The property subject to such general property tax for the year in which such estimate is made shall thereupon be subject to an additional tax of the rate so estimated upon the full cash value thereof for that year for the benefit of the Territory, and all provisions of law relating to the assessment and collection of such general property tax shall be applicable so far as may be to such additional tax hereby authorized. The treasurer shall notify the several assessors of such rate in said month of January."

SECTION 2. This Act shall take effect upon its approval.

Approved this 18th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 4

[S. B. No. 3]

AN ACT CREATING A REVOLVING FUND FOR LOAN FUND PURPOSES AND PROVIDING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated out of the general revenues of the Territory the sum of twenty-five thousand dollars (\$25,000.00) which is hereby constituted a revolving fund to be known as the "Public Improvement Revolving Fund," for the use by the department of public works of the Territory in defraying the costs and expenses incurred in the preparation of

plans and specifications for the construction of public improvements out of loan fund appropriations.

SECTION 2. All moneys withdrawn from said fund shall be reimbursed or restored thereto out of loan funds appropriated for the particular public improvement for which such expense was incurred as soon as there shall be available money in the loan fund for such particular purpose.

SECTION 3. No money shall be paid out of the said revolving fund except upon vouchers signed by the superintendent of public works and approved by the governor.

SECTION 4. This Act shall take effect on its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 5

[H. B. No. 5]

AN ACT TO PROVIDE FOR PUBLIC IMPROVEMENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of six hundred thousand dollars (\$600,000.00) is hereby appropriated for wharf and harbor improvements at Kahului, Maui, out of any available moneys now in the treasury, or hereafter received by the treasurer for or on account of loan funds, and bonds may be issued as provided by law to the extent necessary to yield the amount herein appropriated.

SECTION 2. The amount hereby appropriated shall be expended under the direction of the board of harbor commissioners of the Territory of Hawaii.

SECTION 3. This Act shall take effect upon its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 6

[H. B. No. 6]

AND ACT 94 S. L. 1923

AN ACT TO AMEND ACT 102 OF THE SESSION LAWS OF 1919, ENTITLED "AN ACT PROVIDING FOR THE ESTABLISHMENT AND MAINTAINANCE OF A HOME FOR FEEBLE-MINDED PERSONS, AND FOR COMMITMENT AND ADMISSION THERETO," BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 11A.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 102 of the Session Laws of 1919 is hereby amended by adding thereto a new section to be known as Section 11A and to read as follows:

"Section 11A. All moneys arising from agricultural or industrial pursuits at said home and all moneys arising from the sale of produce from any public lands of the Territory which have been duly set apart by executive order for use by said home shall, upon receipt thereof, be paid into the territorial treasury, and equal amounts are hereby appropriated out of the moneys in the treasury for the use of said board of commissioners to be expended by it as provided in Section 2 of this Act in the care, maintenance and operation of said home."

SECTION 2. This Act shall take effect upon its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 7

[H. B. No. 7]

AND ACT 136 S. L. 1923

AN ACT TO PROVIDE FOR DENTAL HYGIENISTS AND REGULATING THEIR TRAINING AND PRACTICE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Who may become dental hygienists. Any person of good moral character, having an education of at least one year in a high school or its equivalent, being eighteen years of age or

over, who is a graduate of a training school for dental hygienists approved by the board of dental examiners, or who is a graduate of a training school for nurses of recognized standing and has received at least three months' clinical training in a school for dental hygienists approved by the board of dental examiners, may, upon payment of ten dollars (\$10.00), be examined by said board on subjects considered essential by it for a dental hygienist. Such examination may, in the discretion of the board, be conducted by a part of the members of the board at any time. If the applicant, in the opinion of the board, successfully passes said examination, he shall be registered and receive a certificate of ability to practice as a dental hygienist in this Territory. Every registered dental hygienist, before entering practice, shall pay the said board one dollar (\$1.00) and secure from it an annual license to practice. Before the first of May in each year, every registered dental hygienist desiring to begin or continue to practice in the Territory of Hawaii, shall pay to the board of dental examiners a license fee of one dollar (\$1.00) and obtain an annual license beginning the first of May, and in default of such payment, the board may, upon hearing and after ten days' notice, revoke the registration of the dental hygienist in default, but the payment of such fee on or before the time of hearing with such additional sum not to exceed five dollars (\$5.00) as may be fixed by the said board, shall excuse any default. No person shall practice dental hygiene in the Territory of Hawaii, either gratuitously or for pay, or shall offer or attempt so to practice, or shall advertise or announce himself publicly or privately as prepared or qualified so to practice, without having a license as in this Act provided.

SECTION 2. Temporary license. Upon recommendation of the president of the board of health, the board of dental examiners may issue, without examination, to any person qualified as aforesaid to be examined, a temporary license to practice as a dental hygienist under the employ of the department of public instruction, of the board of health or any legally incorporated eleemosynary dental infirmary or dispensary; said temporary license shall be in force only until the next examination by the board of dental examiners, and shall be subject to revocation by said board at any time.

SECTION 3. Employment of and practice by dental hygienists. Any licensed dentist, legally incorporated eleemosynary dental

infirmary or dispensary, the department of public instruction, or the board of health, may employ such licensed dental hygienist. A dental hygienist may clean teeth, performing only such operations on the teeth as are cleansing, and may use such mouth washes as are approved by the board of dental examiners, but shall not perform any repair work or the preparation thereof, or any other operation on the teeth or the tissues of the mouth. He may operate in the office of any licensed dentist or legally incorporated eleemosynary dental dispensary or infirmary, or in any building owned or occupied by the Territory, but only under the aforesaid employment.

SECTION 4. Dental hygiene school. Any legally incorporated eleemosynary dental dispensary or infirmary, maintaining proper standards and equipment, may establish for students a school of dental hygiene, providing courses of study in oral hygiene. All such students, upon entrance, shall be required to present satisfactory evidence of graduation from a high school or its equivalent in education. They may be graduated in not less than one year as dental hygienists, but shall not practice until licensed as aforesaid.

SECTION 5. Violating provisions, penalty. Any person, firm or corporation who shall violate any of the provisions of this Act, or who shall fail to comply with any of the requirements or provisions of this Act, penalty for which is not otherwise provided, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than one hundred dollars (\$100.00), and each day's violation or failure to comply with the provisions hereof, shall be deemed a separate offense.

SECTION 6. Suspension or revocation of the license. The board of dental examiners may, upon hearing and after ten days' notice, suspend or revoke with power to reinstate, the license of any licensed dental hygienist who, in its opinion, has violated any of the provisions of this Act or who, in its opinion, is guilty of professional misbehavior, or not of good moral character.

SECTION 7. This Act shall be known as the Hawaiian Dental Hygienist Act.

SECTION 8. All Acts and parts of Acts inconsistent herewith are hereby repealed.

SECTION 9. This Act shall take effect upon its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 8

[H. B. No. 18]

AN ACT MAKING AN APPROPRIATION FOR THE RELIEF OF CHARLES LAKE AND GUY S. GOODNESS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of fifty dollars (\$50.00) is hereby appropriated from the general revenues of the Territory of Hawaii for the reimbursement to Charles Lake of the sum of twenty-five dollars (\$25.00) and to Guy S. Goodness of the sum of twenty-five dollars (\$25.00), which sums were deposited by them with the secretary of Hawaii as their nomination fees at a special county election in the county of Maui, and which sums were deposited by the secretary of Hawaii in the treasury of the Territory of Hawaii.

SECTION 2. This Act shall take effect upon its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 9

[S. B. No. 4]

AN ACT TO AMEND SECTION 2184 OF THE REVISED LAWS OF HAWAII OF 1915, PROVIDING FOR THE DENOMINATION, PLACE PAYABLE, METHOD OF REDEMPTION AND SALE OF COUNTY OR CITY AND COUNTY BONDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2184 of Chapter 123 of the Revised Laws of Hawaii of 1915, is hereby amended to read as follows:

“Section 2184. Denomination, place payable, method of redemption, sale. The treasurer of the county, with the approval of the board of supervisors, shall determine the denominations of bonds issued under the authority of this chapter, and the place or places where the principal and interest of such bonds, or any of them, shall be payable, and the method of their redemption. Said treasurer shall make such arrangements as may be necessary or proper for the sale of the whole or any part of each authorized issue. Such arrangements shall provide for the sale of such bonds by the county itself, upon public advertisement for tenders therefor for at least ten (10) days, in a newspaper of general circulation published in Honolulu, and for bonds of counties other than the city and county of Honolulu at least once a week for three (3) weeks (3 insertions) in a newspaper, if any, of general circulation published in the county, but no bond shall be sold at less than two per cent below its nominal par value; provided, that before any sale is made, the treasurer shall first secure the approval of such sale by the board of supervisors; provided further, that the treasurer may, with the approval of the board of supervisors, accept any bid without public advertisement for tenders, provided such bid shall be even with or above the figure of a last sale made in pursuance of public advertisement for tenders.”

SECTION 2. This Act shall apply to all bond issues voted upon at the election held November 2, 1920, in the city and county of Honolulu, and the treasurer of said city and county with the approval of the board of supervisors shall have the right, power and authority, and is hereby empowered to issue and sell bonds

of said city and county in the amount and for the purpose specified in the ordinance and election proclamation calling the above referred to bond election, subject however, to approval by the President of the United States as provided by law.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 10

[S. B. No. 5]

AN ACT TO AMEND CHAPTER 118 OF THE REVISED LAWS OF HAWAII, 1915, AS AMENDED, BY ADDING A NEW SECTION THERETO RELATING TO NOTICE GIVEN FOR CONSTRUCTION OF SIDEWALKS AND CURBS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby added a new section to Chapter 118 of the Revised Laws of Hawaii, 1915, to be designated as Section 1900-a and to read as follows:

“Section 1900-a. Notice. The notice specified in Section 1900 shall be given by publishing the same in some newspaper of general circulation in the city and county, where sidewalks or curbs are to be constructed, maintained or repaired, for ten consecutive days (Sundays excepted), and by posting a copy of such notice upon the premises in front of which sidewalks or curbs are to be so constructed, maintained or repaired, during the period of such publication. The sixty days specified in said Section 1900 shall run from the last day of publication.”

SECTION 2. This Act shall take effect from and after its approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 11

[S. B. No. 12]

AN ACT RELATING TO SCHOOLS IN THE COUNTY OF MAUI, AND PROVIDING FOR AN ADDITIONAL TAX RATE FOR IMPROVEMENTS IN CONNECTION THEREWITH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. In addition to all moneys heretofore set aside or appropriated for new buildings, additions, improvements and equipment of schools in the county of Maui, the tax assessor of the second taxation division is hereby authorized, empowered and directed to increase the rate for the taxation of real and personal property within the county of Maui, so as to raise during 1921, the sum of sixty thousand dollars (\$60,000.00), which said additional sum shall be added to all moneys otherwise available for the same or similar purposes and be set aside in the special school fund for the following purposes:

Building a new high school at Hamakuapoko, Maui, and equipping the same.

SECTION 2. The board of supervisors of the county of Maui is hereby empowered immediately to contract against, appropriate and expend for the purpose hereinabove provided, the full sum thereof with all other funds heretofore appropriated for similar items, and for the purpose of meeting any obligations arising out of any such immediate contract or expenditure, the board of supervisors is hereby empowered when the necessity arises to transfer a sufficient sum to said special school fund by way of advancement from the general fund of said county, which advancement shall be repaid into such general fund from the said special school fund from moneys derived from the special tax provided for by Section 1 of this Act.

SECTION 3. This Act shall take effect on approval.

Approved this 19th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 12

[H. B. No. 14]

AN ACT

TO PROVIDE FOR THE APPROPRIATION OF THREE THOUSAND DOLLARS (\$3,000.00) TO BE IMMEDIATELY AVAILABLE FOR THE PURCHASING OF LAW BOOKS FOR THE USE OF THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the county of Kauai is hereby authorized and empowered to appropriate the sum of three thousand dollars (\$3,000.00) out of any balance in the general fund of the treasury of the county of Kauai, not otherwise appropriated or contracted for, for the purpose of purchasing law books for the circuit court of the fifth judicial circuit.

SECTION 2. The amount of money appropriated by this Act shall become available upon the approval of this Act, and shall be expended and paid out upon proper claim therefor duly certified to by the circuit judge of the fifth judicial circuit.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 20th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 13

[S. B. No. 6]

AN ACT TO AMEND CHAPTER 112 OF THE REVISED LAWS OF HAWAII, 1915, AS AMENDED, BY AMENDING SECTIONS 1793, 1793B AND 1801 THEREOF, RELATING TO THE OPENING AND THE IMPROVING OF NEW OR EXISTING HIGHWAYS IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1793 of Chapter 112 of the Revised Laws of Hawaii, 1915, as amended by Act 241 of Session Laws, 1919, is hereby further amended to read as follows:

“SECTION 1793. Method. Whenever in the opinion of the board of supervisors of the city and county of Honolulu it is desirable to establish, open, extend, widen or alter any street, alley or other highway, including sidewalks, in the district of Honolulu, except Moanalua, or to grade, pave, curb, or macadamize or otherwise improve the whole or any part of any existing public street, alley or other highway or sidewalks in the district of Honolulu, except Moanalua, including the construction of a storm drainage system, or otherwise to improve the same to an extent exceeding maintenance and repair thereof, such betterments or improvements shall be made and done under the provisions of Sections 1793 to 1813, inclusive, of this chapter; and the cost thereof, including the cost of acquiring any new land therefor, shall be assessed against the land specially benefited, either on a frontage basis or according to area of the land within an improvement district or on both an area and frontage basis; and the city and county of Honolulu may issue and sell bonds to provide the funds for such improvements, which bonds shall be secured by such assessments as a lien upon the lands assessed; and for such purpose the board of supervisors is hereby invested with power and is hereby authorized to create, define and establish frontage improvements or improvement districts; all according to the provisions of Sections 1793 to 1813, inclusive, of this chapter.

“And provided further that nothing herein shall prevent the city and county, through its proper officials, from compelling abutting property owners at their own expense to construct, maintain and

repair sidewalks and curbs in front of the abutting property under any statute or ordinance now existing or hereafter to be promulgated.”

SECTION 2. Section 1793B of Chapter 112 of the Revised Laws of Hawaii, 1915, as added to said Chapter by Act 241 of Session Laws of 1919, is hereby amended to read as follows:

“Section 1793B. The city and county of Honolulu shall pay out of general revenues, including any permanent improvement fund, and notwithstanding any limitation as to purpose placed on said fund, the entire cost of engineering, incidentals and inspection, shall also pay therefrom in case of frontage improvement the cost assessable against the frontage or frontages of any adjoining or cross street, or, in case of area improvement districts, the cost of paving the area common to both streets at the intersection of any cross street or one-half the area opposite the intersection of any adjoining street, and further shall also pay therefrom 33 1-3 per centum of the total cost of general improvements (excluding engineering, incidentals and inspection and the cost of new curbing and sidewalks), upon all main or general thoroughfares, as hereafter defined, and upon all other streets or highways, except where improvements are initiated under Section 1797. A main or general thoroughfare within the meaning hereof shall be any street or highway as is subjected to more than ordinary traffic and travel by the general public or which serves as a generally necessary connecting thoroughfare between substantially different or naturally separated localities or sections of Honolulu.

“And further, the board of supervisors whenever in their judgment, the interest of the city and county will be best served and to protect such city and county from claims for damages from surface waters, may provide for the collection and disposition of storm waters by proceeding independent of an improvement district or frontage improvement or may make such a matter a part of any such proceedings, pay the whole or such part of the cost thereof out of general revenues, including any permanent improvement fund, or if the same is conducted in connection with any improvement district or any frontage improvement may assess any part or the whole thereof as part of the cost of said improvement district or frontage improvement, according to the benefits arising therefrom and in the manner provided for apportioning assessments for general improvements. And it

shall be lawful for the city and county of Honolulu to assume and pay out of the general revenues all or any part of the cost of acquiring any new land required for any such improvement."

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 14

[H. B. N. 16]

AN ACT PROVIDING FOR A REFUND TO THE CITY AND COUNTY OF HONOLULU FOR ASSESSMENTS AGAINST PUBLIC AND EXEMPT LANDS FOR PERMAMENT IMPROVEMENT OF HIGHWAYS.

WHEREAS, Act 241 of the Session Laws of 1919 provides that the city and county of Honolulu shall be reimbursed by the Territory of Hawaii for one hundred per cent of the assessment paid by said city and county when said assessments were regularly apportioned against territorial or United States government land which were a part of any improvement district or frontage improvement, and fifty per cent of all assessments paid by it when said assessments were regularly apportioned against any eleemosynary institutions when the property of any of the said institutions are a part of any improvement district or frontage improvement; and

WHEREAS, between the present date and the close of the 1919 session of the legislature the city and county has paid such assessments in the following amounts:

On territorial property	\$ 3,274.87
United States property	11,102.60

Eleemosynary institutions 1,203.90
 (50 per cent of which is \$601.95); therefore

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of fourteen thousand nine hundred seventy-nine and 42/100 dollars (\$14,979.42) is hereby appropriated out of any moneys available in the treasury of the Territory of Hawaii for the purpose of reimbursing the treasury of the city and county of Honolulu for assessments against public and exempt lands and lands of eleemosynary institutions included within any frontage improvement or improvement district, and paid by it between the close of the 1919 session of the legislature and this session and which account is due said city and county pursuant to the provisions of Act 241 of the Session Laws of 1919, and the treasurer of the Territory of Hawaii is hereby directed to pay over to the treasurer of the city and county of Honolulu, as a part of the permanent improvement fund, the moneys hereinbefore appropriated.

SECTION 2. This Act shall take effect on its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
 Governor of the Territory of Hawaii.

ACT 15

[H. B. No. 25]

AN ACT AUTHORIZING THE CITY AND COUNTY OF HONOLULU TO PAY CLAIMS INCURRED PRIOR TO DECEMBER 31, 1918, IN CONNECTION WITH THE MAINTENANCE AND REPAIRS OF SCHOOL BUILDINGS AND GROUNDS OUT OF THE RECEIPTS OF 1919.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the city and county of Honolulu is hereby authorized and empowered to pay out of the unexpended balance of the fund for repair and maintenance

of school buildings and grounds of the year 1919 all such claims as were incurred prior to December 31, 1918, for supplies furnished and for labor and services rendered and performed for and on behalf of the city and county of Honolulu as may be found proper and duly approved by the said board of supervisors; provided, however, that the aggregate sum of said claims shall not exceed three thousand dollars (\$3,000.00).

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 16

[H. B. No. 17]

AN ACT AMENDING SECTION 1645 OF THE REVISED LAWS OF HAWAII, 1915, AND PROVIDING HOW AND WHEN ORDINANCES OF THE CITY AND COUNTY OF HONOLULU MAY BE REVISED, AMENDED OR RE-ENACTED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That Section 1645 of the Revised Laws of Hawaii, 1915, be amended to read as follows:

“Section 1645. Revision or amendment of ordinances. No ordinance shall be revised, re-enacted or amended by reference to its title; but the ordinance to be revised or re-enacted, or the section thereof amended, shall be re-enacted at length as revised and amended; provided, however, that the ordinance as a whole may be revised or codified and adopted and re-enacted as revised or codified by an ordinance passed for that purpose.”

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 17

[S. B. No. 31]

AN ACT TO AMEND ACT 180 OF THE SESSION LAWS OF 1919 ENTITLED "AN ACT TO APPROPRIATE TEN THOUSAND DOLLARS (\$10,000.00) FOR THE PURPOSE OF CONSTRUCTING A ROAD FROM HONAUNAU TO HOOKENA, IN THE DISTRICT OF SOUTH KONA, COUNTY OF HAWAII."

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 180 of the Session Laws of 1919, entitled "An Act to appropriate ten thousand dollars (\$10,000.00) for the purpose of constructing a road from Honaunau to Hookena, in the district of South Kona, county of Hawaii," be and the same is hereby amended to read as follows:

"SECTION 1. The sum of ten thousand dollars (\$10,000.00) or so much thereof as may be necessary, is hereby appropriated from such moneys as may be derived from the sale of public lands in Hawaii, for constructing a road from Honaunau beach to a point between the store known and called Akau Store and the Kona Cigar Factory premises, Honaunau mauka, in South Kona, county of Hawaii."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 18

[S. B. No. 26]

AN ACT MAKING AN APPROPRIATION OF FIVE THOUSAND DOLLARS (\$5,000.00) TO BE DEPOSITED IN THE TREASURY OF THE TERRITORY TO THE CREDIT OF THE PUBLIC UTILITIES COMMISSION FUND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of five thousand dollars (\$5,000.00) is hereby appropriated out of the general revenues of the Territory of Hawaii for the expenses of the public utilities commission, for the period ending June 30th, 1921, said sum to be deposited in the treasury of the territory to the credit of the public utilities commission fund.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 19

Amd. Act. 32 S. L. 1921

[H. B. No. 8]

AN ACT AMENDING SECTION 1041 OF THE REVISED LAWS OF HAWAII, 1915, AS AMENDED BY ACT 136 OF THE SESSION LAWS OF 1917, AND ADDING A NEW SECTION TO BE KNOWN AS SECTION 1049A, RELATING TO THE PRACTICE OF DENTISTRY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1041 of the Revised Laws of Hawaii, 1915, as amended by Act 136 of the Session Laws of 1917, is hereby further amended to read as follows:

Amd. Act. 35 S. L. 1920

AMD ACT. 118 S. L. 1923

"SECTION 1041. Issued on examination, when; fee. Any person twenty-one years of age and of good moral character, who has graduated at and holds a diploma from a reputable

college, and who desires to practice dentistry in this territory, shall file his or her application with and pay to the secretary of the board a fee of twenty-five dollars which in no case shall be refunded, and present himself or herself for examination at the first meeting of the board after such application, and upon passing an examination satisfactory to the board, his or her name, age, nationality, location and number of years of practice shall be entered in a book kept for that purpose, and a certificate of license to practice shall be issued to such person.

“Provided, however, upon recommendation of the president of the board of health, the board of dental examiners may issue without examination to any person qualified to be examined, a temporary license to practice dentistry, under the employ of the department of public instruction or the board of health or a legally incorporated eleemosynary dental infirmary or dispensary; said license to be in force only until the next examination by the board of dental examiners and shall be subject to revocation by said board at any time.”

SECTION 2. All acts and parts of acts inconsistent with the provisions of the foregoing amendment and addition are hereby repealed.

SECTION 3. This Act shall take effect upon its approval.

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Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 20

[H. B. No. 20]

AN ACT TO EXEMPT COFFEE FROM PROPERTY TAXES FOR THE TWO YEARS BEGINNING JANUARY 1, 1921.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. All growing coffee, and cleaned coffee stored in

the taxation district where grown, shall be exempt from property tax for the years 1921 and 1922.

SECTION 2. This Act shall take effect on its approval.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 21

[S. B. No. 21]

AN ACT TO AMEND SECTION 275 OF THE REVISED LAWS OF HAWAII, 1915, RELATIVE TO PRIVATE SCHOOLS, AS AMENDED BY ACT 75 OF THE LAWS OF 1917.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 275 of the Revised Laws of Hawaii, 1915, as amended by Act 75 of the Laws of 1917, is hereby amended by deleting therefrom the figures "1917" in the third line of the fourth paragraph thereof, and inserting in lieu thereof, the figures "1921."

SECTION 2. This Act shall take effect on July 1, 1921.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 22

[S. B. No. 13]

Am. Act. ~~11. 1920~~ Pg. 9

AN ACT TO PROVIDE ADDITIONAL TAXATION FOR HOSPITAL AND SANITARIUM PURPOSES IN THE COUNTY OF MAUI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The tax assessor of the second taxation division shall, commencing with the year 1921, and each year thereafter.

for a period of five years, increase the tax rate on real and personal property in said taxation division over that provided in any other law to an extent sufficient to provide the annual sum of two hundred thousand dollars (\$200,000.00) which shall, when collected, be paid to the treasurer of the county of Maui and be held by him in a special fund for the use with other moneys made available by the board of supervisors and by the legislature of the Territory of Hawaii for the permanent improvement, maintenance and equipment of the Kula sanitarium and the county hospitals of the county of Maui.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 23

[S. B. No. 19]

AN ACT TO AMEND SECTION 272 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO PUBLIC AND PRIVATE SCHOOLS AND TO MORE PARTICULARLY DEFINE PRIVATE SCHOOLS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 272 of the Revised Laws of Hawaii, 1915, is hereby amended by adding thereto at the end thereof, the words:

“, irrespective of the hours during which the sessions shall take place.”

SECTION 2. This Act shall take effect on July 1, 1921.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 24

[S. B. No. 29]

AN ACT TO AMEND SECTION 1246 OF THE REVISED LAWS OF HAWAII, 1915, AS AMENDED BY ACT 222 OF THE SESSION LAWS OF 1917, RELATING TO TAXATION..

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1246 of the Revised Laws of Hawaii, 1915, as amended by Act 222 of the Session Laws of 1917, is hereby amended by adding a new paragraph thereto reading as follows:

"All property, both real and personal belonging to the Maui county fair and racing association, for the county of Maui, Territory of Hawaii, used for county fair and racing purposes, shall be exempt from taxation."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 25

[S. B. No. 30]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS FOR THE COUNTY OF MAUI TO MAKE ADDITIONAL APPROPRIATIONS FOR THE EXPENSES OF THE SECOND CIRCUIT COURT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the county of Maui is hereby authorized and directed to make additional appropria-

ADD. ACT. 73-1920, 73-92
AND ACT. 192 S. L. 1923

AND ACT. 153 S. L. 19

AND ACT. 222 S. L. 19

tions as shall be necessary to meet the expenses of the second circuit court, to the amount of twenty-five hundred dollars (\$2500.00) for the period ending December 31st, 1920.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 26

[S. B. No. 16]

AN ACT MAKING AN APPROPRIATION FOR THE BENEFIT OF
MRS. G. W. R. KING, MRS. MATTHEW KANE, MISS SADIE
McLAIN, LANI BURNS AND MRS. MOSES ULUNAHELE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The treasurer of the Territory of Hawaii is hereby authorized and directed to pay upon warrants to be issued by the auditor of the Territory of Hawaii each month, beginning with the month of December, 1920, up to and including the month of June, 1921, to Mrs. G. W. R. King fifty dollars (\$50.00), to Mrs. Matthew Kane sixty dollars (\$60.00), to Miss Sadie McLain sixty dollars (\$60.00), to Lani Burns forty dollars (\$40.00), and to Mrs. Moses Ulunahele fifty dollars (\$50.00).

Such payments are hereby appropriated out of the moneys received in the treasury from the general revenues.

SECTION 2. This Act shall take effect upon its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 27

[S. B. No. 20]

AN ACT TO AMEND SECTION 291 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO RECORD OF PUPILS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 291 of the Revised Laws of Hawaii, 1915, is amended by adding thereto at the end thereof the following:

“The department shall in all public high schools require each pupil to present such evidence as it shall in its discretion deem sufficient to establish the fact that the pupil is a citizen of the United States of America and bears no other allegiance or is not a citizen of the United States of America, as a condition precedent to the receipt of a certificate of attendance or of graduation.”

SECTION 2. This Act shall take effect on January 1, 1921.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 28

[S. B. No. 23]

AN ACT MAKING ADDITIONAL APPROPRIATIONS OUT OF THE GENERAL REVENUES FOR THE PERIOD ENDING JUNE 30TH, 1921.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The following sums are hereby appropriated as additional appropriations for the objects hereinafter expressed, for the biennial period ending June 30th, 1921, out of any moneys received in the treasury of the Territory of Hawaii from general revenues:

THE GOVERNOR. ..

Entertainment	\$ 500.00
National Guard	3,840.00

THE SECRETARY.

Hawaiian birth registration, expenses of	1,500.00
Publishing, printing, translating and indexing laws, special session	1,500.00
Expenses of elections	1,000.00
Publishing, printing and binding 500 copies senate journals of 1919	5,484.47

AUDITING DEPARTMENT.

Expenses	800.00
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TREASURY DEPARTMENT.

To reimburse Treasurer Delbert E. Metzger for personal expenses while absent from the territory on public business during 1919 and 1920, 225 days at \$10.00 per day	2,250.00
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PUBLIC WORKS DEPARTMENT.

Water and sewer rates	3,000.00
Telephone exchange	75.00
Maintenance government property, Oahu	1,000.00

BOARD OF HARBOR COMMISSIONERS.

Expenses, pilots, Honolulu	100.00
Expenses, pilots, Hilo	500.00
Expenses, pilots, Kahului	500.00

PUBLIC LANDS DEPARTMENT.

Expenses	3,000.00
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SURVEY DEPARTMENT.

General expenses and field parties	2,000.00
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BOARD OF AGRICULTURE AND FORESTRY.

Additional sum required under provisions of Act 204,
laws of 1919 7,000.00

BOARD OF HEALTH.

Expenses, office 3,600.00
Sanitary expenses, Territory 5,000.00
Expenses, mosquito campaign 900.00
Sanitary engineer 1,050.00
Segregation hospital and maintenance 17,000.00
Kapiolani Girls' Home, maintenance 2,500.00
Kalihi Boys' Home, maintenance 2,000.00
Insane Asylum:
Maintenance 36,000.00
Building of ward and equipment for violent patients 10,000.00

BOARD OF INDUSTRIAL SCHOOLS.

Expenses 300.00

GIRLS' INDUSTRIAL SCHOOL.

Maintenance and upkeep 3,000.00
Segregation ward 2,000.00
Sterilizing plant 1,000.00
Salaries, instructors and assistants 1,200.00

INDUSTRIAL ACCIDENT BOARDS.

Hawaii 1,200.00
Maui 1,250.00
Kauai 150.00

UNIVERSITY OF HAWAII.

Grading, clearing and new roads 15,000.00

LIBRARY OF HAWAII.

Salaries, librarian and assistants 1,200.00
Maintenance and expenses 1,020.00

TERRITORIAL FAIR COMMISSION.

Unpaid bills:	20,030.75
Honolulu Construction and Draying Co...\$1,060.55	
Honolulu Construction and Draying Co... 803.51	
Pacific Engineering Co. 599.10	
Honolulu Iron Works 1,218.37	
Advertiser Publishing Co. 394.50	
Hawaiian Electric Co. 5,224.93	
Lewers & Cooke 8,224.46	
Lewers & Cooke 2,414.68	
Union Feed Co. 90.65	

HOME FOR FEEBLE-MINDED PERSONS.

In addition to the amount provided for by Act 102, laws of 1919	22,000.00
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CONTINGENT FUND.

From which expenditures may be made only with the approval of the governor and only for urgent needs for which no specific appropriation or an insufficient appropriation is made herein or otherwise, a detailed account of all of which expenditures shall be submitted to the next legislature. Provided, however, that no expenditure shall be made out of this fund to increase any salary

	25,000.00
Grand total	\$206,450.22

SECTION 2. This Act shall take effect from and after the date, of its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 29

[S. B. No. 27]

AN ACT TO INCREASE THE SCHOOL BUDGET FOR THE BIENNIAL PERIOD ENDING DECEMBER 31, 1921.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. In addition to the sums appropriated for the school budget by Act 232 of the Session Laws of 1919, the following additional amounts are hereby appropriated for the year 1921, and the treasurer of the territory is hereby authorized and directed to add to the tax rate for the year 1921 such a fractional rate per cent as will produce such additional amounts:

Am. Act 109-1921, 1921

GENERAL FUND.

School supplies (additional)		\$11,000.00	
Libraries and books (additional)		5,000.00	
Physical education (new)			
Salary of territorial director, Sept. 1 to Dec. 31, at \$275 per month.....	1,100.00		
Traveling expenses, territorial director, four months	300.00		
Printing	200.00	1,600.00	
Special schools			
Territorial normal school maintenance and repairs (additional).....	1,200.00		
Completion of new vocational training building, furniture and equipment....	15,000.00		
Dormitories (new)	15,000.00		
Scholarships (new)	20,000.00	51,200.00	
Territorial summer school (additional)..	1,400.00		
School for physically defective children (additional)	2,400.00	3,800.00	
Bills of 1918-1919 biennial period remaining unpaid because of failure to present same before January 15, 1920.....	346.92		
Bills of the same period remaining unpaid because of the lack of funds	886.56	1,233.48	
Total general fund			\$73,833.48

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SPECIAL FUND.

New buildings, additions and improvements.		
East Hawaii	40,000.00	
West Hawaii	49,000.00	
City of Hilo	47,000.00	
Maui	40,000.00	
Kauai	45,000.00	
City of Honolulu.....	27,600.00	
Rural Oahu	99,200.00	347,800.00
Furniture and Fixtures.		
East Hawaii	5,000.00	
City of Hilo	5,000.00	10,000.00
Transportation of pupils.		
West Hawaii	5,000.00	
East Hawaii	5,000.00	10,000.00
Cottage furniture.		
Kauai	5,000.00	
Rural Oahu	5,000.00	10,000.00
Total special fund		\$377,800.00

SECTION 2. This Act shall take effect on its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 30

[S. B. No. 32]

AN ACT RELATING TO FOREIGN LANGUAGE SCHOOLS AND
TEACHERS THEREOF.

Be it Enacted by the Legislature of the Territory of Hawaii:

¹⁷¹ SECTION 1. The term "foreign language school" as used in this Act shall be construed to mean any school which is conducted in any language other than the English language or Hawaiian

language, except Sabbath schools. The word "department" shall mean the department of public instruction of the Territory of Hawaii.

SECTION 2. No person shall conduct a foreign language school in the Territory of Hawaii, unless and until he shall have first applied to and obtained a permit so to do from the department of public instruction of the territory.

SECTION 3. No person shall teach in a foreign language school unless and until he shall have first applied to and obtained a permit so to do from the department, and this shall also be construed to include persons exercising or performing administrative powers at any school.

SECTION 4. No permit to teach in a foreign language school shall be granted unless and until the department is satisfied that the applicant for the same is possessed of the ideals of democracy; knowledge of American history and institutions and knows how to read, write and speak the English language.

Provided, however, that the provision concerning knowledge of the English language shall be liberally construed during the two years after this Act goes into effect; it being understood that it would be difficult within that time to secure teachers fully qualified under this section and at the same time qualified to teach a foreign language. And provided further, and it is hereby declared that the object of this Act is to regulate and not to prohibit the conducting of foreign language schools and the teaching of foreign languages; but to regulate the same so that the Americanism of the pupils may be promoted, and the department is hereby directed to carry this Act into effect in accordance with the spirit of this declaration.

SECTION 5. Before issuing a permit to conduct foreign language school or to teach in such a school the department shall require the applicant for such permit to sign a pledge that the applicant will, if granted a permit to conduct or teach in such a school, abide by and observe the terms of this law and the regulations and orders of the department and will, to the best of his ability, so direct the minds and studies of pupils in said school as will tend to make them good and loyal American citizens and will

not instruct or permit said pupils to receive instruction in said school in any way inconsistent therewith.

SECTION 6. No foreign language school shall be conducted in the morning before the school hours of the public schools or during the hours while the public schools are in session. Nor shall any pupil attend a foreign language school for more than one hour each day nor exceeding six hours in any one week, nor exceeding thirty-eight weeks in any school year.

Provided, however, that the department may, in its discretion, with the approval of the governor, modify the terms of this section if it deems it can do so consistently with the declared object of this Act.

SECTION 7. The department shall have full power from time to time to prescribe the course and courses of study and the text books to be used in any foreign language school, and no other course of instruction or text books shall be used in such schools, except the ones prescribed by the said department. No books used in any foreign language school shall be furnished at the expense of the department.

SECTION 8. If the department shall at any time become satisfied that any holder of a permit to conduct a foreign language school or to teach therein does not possess the qualifications herein required, or shall have violated or failed to observe any of the provisions of this Act, or of the regulations or orders of the department, the department may then and thereupon revoke the permit theretofore granted and the same shall thereupon be and become null and void.

Provided, however, that before so doing, the department shall first notify the holder of said permit to show cause why such action should not be taken and shall give such holder full opportunity to be heard in defense. The decision of the department shall be final.

SECTION 9. Any person who shall conduct a foreign language school, or who shall teach in a foreign language school, contrary to the provisions of this Act, or who shall violate any of the terms thereof, or of the regulations or orders of the department, shall be guilty of a misdemeanor and upon conviction thereof,

punished by a fine not to exceed twenty-five dollars (\$25.00). Each day's violation of this Act shall be deemed a separate offense.

*Sec. 90 added
act 17/23*

SECTION 10. This Act shall take effect on the first day of July, 1921.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 31

[S. B. No. 34]

AN ACT PROVIDING FOR THE TEMPORARY USE OF SPECIAL FUNDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The treasurer of the territory is authorized, by and with the consent of the governor of Hawaii, after consultation by the governor with the head of the department having the control of the expenditure of special funds, to make temporary use of any part or portion of such special funds of the territory as shown on the books of the territorial treasury, for the purpose of paying warrants drawn on the treasurer for current indebtedness of the territory whenever the current cash in the territorial treasury is not sufficient to pay the same; provided, however, that the sums so taken shall be redeposited to the credit of said special funds not more than fifteen (15) days after the next succeeding delinquency date of property and income taxes.

SECTION 2. The expression "special funds," as used in this Act, shall be construed to mean all public funds other than general funds, loan funds, sinking funds and school funds.

SECTION 3. All Acts or parts of Acts which are inconsistent

herewith are hereby repealed to the extent of such inconsistency only.

~~SECTION 3~~ SECTION 4. This Act shall take effect on its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 32

[H. B. No. 9]

AN ACT TO PROVIDE AN ADDITIONAL APPROPRIATION FOR THE PAY OF PUBLIC SCHOOL TEACHERS, SUPERVISORS AND PRINCIPALS DURING THE YEAR 1921.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. In addition to the amounts heretofore appropriated for the pay of public school teachers, supervisors and principals for the biennial period ending December 31, 1921, there is hereby appropriated for said purposes during the year 1921 the additional sum of five hundred eighty-four thousand dollars (\$584,000.00), and the treasurer of the territory is hereby authorized and directed to add to the tax rate for the year 1921 such fractional rate per cent as will produce the said sum of five hundred eighty-four thousand dollars (\$584,000.00) less such balance as may be in the general school fund, as shown by the books of the territorial auditor as of December 31, 1919.

SECTION 2. The balance remaining in the general school fund as of December 31, 1919, amounting to one hundred and ten thousand five hundred and eighty-six and $\frac{38}{100}$ dollars (\$110,586.38), as shown by the books of the territorial auditor, is hereby appropriated for the pay of teachers, supervisors and principals during the year 1921.

SECTION 3. This act shall take effect upon its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 33

[H. B. No. 21]

Amd. Act. ~~113~~ S. L. 1921

AN ACT TO AMEND SECTION 1251 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1251 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 1251. Exemptions. Provided, however, that the tax in this chapter imposed upon real property shall be collected only upon real property in excess of the value of fifteen hundred dollars in case the taxpayer shall occupy said real property as his home only; and provided further that the tax imposed upon real property shall be collected only as to 33 1/3% thereof upon real property in excess of the value of fifteen hundred dollars but not to exceed the value of three thousand dollars in case the taxpayer shall occupy said real property as his home only; and provided further that the tax imposed upon real property shall be collected only as to 66 2/3% thereof upon real property in excess of the value of three thousand dollars but not to exceed the value of five thousand dollars in case the taxpayer shall occupy said real property as his home only; and further provided that no exemptions shall be allowed from the property of corporations, copartnerships or companies; and further provided that the tax imposed in this chapter upon personal property shall be collected upon household furniture only in excess of the value of six hundred dollars in case the taxpayer shall use said household furniture in his home; and further provided that the exemptions aforesaid shall not be allowed on more than one home for any one taxpayer; and further provided that the tax in this chapter imposed upon personal property, other than furniture, shall be collected only on personal property in excess of the value of three hundred dollars (\$300.00); however, this exemption shall not apply to any person entitled to the exemption on home and/or furniture above provided."

SECTION 2. This act shall take effect on January 1, A. D. 1921.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii:

EK

ACT 34

[H. B. No. 27]

AN ACT TO PROVIDE FOR THE ORGANIZATION OF A MUNICIPAL MARKET UNDER THE CONTROL OF THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the city and county of Honolulu is hereby authorized to create and organize a department to be known as the "Municipal Market," to be conducted under the control and supervision of the said board for the purpose of carrying on the business of buying and selling agricultural, fishery, dairy and farm products, and for the purpose of maintaining and operating a general marketing place where persons may buy and sell such products under such rules and regulations as may be prescribed by the said board.

SECTION 2. This act shall take effect upon the date of its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 35

[S. B. No. 24]

AN ACT TO AMEND ACT 229 OF THE SESSION LAWS OF 1919, PROVIDING FOR THE ACQUISITION OF AN EXECUTIVE MANSION FOR THE GOVERNOR OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 229 of the Session Laws of 1919 is hereby amended to read as follows:

"Section 1. The sum of forty thousand dollars (\$40,000.00) is hereby appropriated from the general revenues of the territory for the acquisition by condemnation of those certain premises situate in Honolulu, city and county of Honolulu, and known as Washington Place. It is provided, however, that no money shall be expended hereunder except upon and after a judgment in condemnation proceedings pursuant to the provisions of Chapter 48 of the Revised Laws of Hawaii, 1915, as amended, and after due service of summons by publication as provided by Section 671 of the said Chapter 48."

SECTION 2. This Act shall take effect upon its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 36

[S. B. No. 18]

AN ACT TO PRESCRIBE CERTAIN QUALIFICATIONS FOR SCHOOL TEACHERS FOR THE PURPOSE OF SAFEGUARDING AMERICAN CITIZENSHIP IN THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii.

SECTION 1. No person shall serve as a teacher in any school without first having obtained a certificate from the department of public instruction, which certificate shall be issued, without cost to the teacher, in such form as the department shall determine. Before issuing a certificate to any teacher, the department shall satisfy itself that such teacher is possessed of the ideals of democracy, knowledge of American history and institutions, and knows how to read, write and speak the English language; provided, however, that the provision concerning knowledge of the English language, shall be liberally construed during the two years after this Act goes into effect.

SECTION 2. For the purpose of this act the word "teacher" shall be construed to include also persons exercising or perform-

ing administrative powers or duties at any school. The word "school" shall be construed to include every school, whether under governmental supervision or otherwise, except Sabbath schools which convene once each week.

SECTION 3. The department may revoke any such certificate after issuance thereof when satisfied that the holder thereof does not possess the ideals or knowledge mentioned in Section 1 of this Act, but in such case the holder of the certificate shall first be given full opportunity to justify the holding of the certificate.

SECTION 4. Whoever shall serve as a teacher, without holding an unrevoked certificate issued hereunder, shall be punished by a fine not exceeding twenty-five dollars (\$25.00).

SECTION 5. This Act shall take effect July 1, 1921.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 37

[S. B. No. 7]

AN ACT TO AMEND SECTIONS 1019 AND 1021 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO MEDICINE AND SURGERY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1019 of the Revised Laws of Hawaii of 1915 is hereby amended by adding at the end of the present Section the following proviso:

"Provided, however, that the treasurer may grant a temporary license to practice medicine or surgery on recommendation of the president of the board of health to any person who shall present to the said president proof of his good moral character and a diploma issued by a medical school or college classified as Class "A" in the classification of the American Medical Association or in lieu of such a diploma proof of at least three years' practice as a licensed physician of medicine or surgery in some other jurisdiction or as a physician of medicine or surgery in the army or

navy of the United States of America; such a temporary license so issued as aforesaid shall be automatically revoked without privilege of renewal upon the date of the completion of the next succeeding examination for permanent licenses to be held by the board of medical examiners, who shall hold such examination quarterly. The holder of such a temporary license shall be entitled to all the privileges and subject to all the obligations and conditions of a holder of a permanent license while such temporary license remains unrevoked; provided further that the expenses incident to the conducting of examinations aforesaid shall be paid out of office expenses of the board of health upon vouchers made by a majority of the board of medical examiners and approved by the president of the board of health."

SECTION 2. Section 1021 of the Revised Laws of Hawaii of 1915 is hereby amended so as to read as follows:

"Section 1021. Fees. No application for a temporary license to practice medicine or surgery shall be considered until the applicant shall have paid to the treasurer a fee of ten dollars (\$10.00) and no applicant for a permanent license to practice medicine or surgery shall be examined, nor shall a license to practice osteopathy or chiropractic be granted, until the applicant shall have paid to the treasurer a fee of twenty-five dollars (\$25.00)."

SECTION 3. All acts and parts of acts inconsistent with the provisions of the foregoing amendments are hereby repealed.

SECTION 4. This Act shall take effect upon its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 38

[H. B. No. 2]

AN ACT TO AMEND SECTION 1553 OF THE REVISED LAWS OF HAWAII, 1915, AS AMENDED BY ACT 60 OF THE SESSION LAWS OF 1917.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1553 of the Revised Laws of Hawaii, 1915, as amended by Act 60 of the Session Laws of 1917, is hereby amended so as to read as follows:

“Section 1553. Vacancies. Any vacancy now existing or hereafter occurring in any county office shall be filled by appointment by the board of supervisors, unless such vacancy is in the board of supervisors, and in such case such vacancy shall be filled by appointment by the remaining members of the board of supervisors for the remainder of the unexpired term of such office.”

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

ACT 39

[H. B. No. 26]

AN ACT TO REPEAL ACT 206 OF THE SESSION LAWS OF 1917, AND ACT 25 OF THE SPECIAL SESSION LAWS OF 1918, RELATING TO TERRITORIAL MARKET COMMISSION, AND TRANSFERRING THE PROPERTY AND LOANING THE FUNDS THEREOF TO THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 206 of the Session Laws of 1917, and Act 25 of the Special Session Laws of 1918, and all Acts or parts of Acts inconsistent herewith, are hereby repealed.

SECTION 2. That all property, except moneys or funds, heretofore under the control of the territorial market commission be, and the same is hereby transferred to the city and county of Honolulu.

SECTION 3. All unexpended balances of all funds, heretofore under the control, or appropriated for, the territorial market commission, are hereby ordered transferred to the city and county of Honolulu by way of a loan for the operation and maintenance of a municipal market, and the auditor of the Territory of Hawaii is hereby ordered and directed to draw a warrant in favor of the city and county of Honolulu in the amount of said balances. The amount hereby loaned to the city and county of Honolulu shall be repaid to the territory in the following manner, namely:

The auditor shall withhold one-quarter ($1/4$) of said amount each six months for the next two years (calendar years 1921 and 1922) from the tax money due the city and county at the end of May and the end of November.

SECTION 4. This Act shall take effect on December 1st, A. D. 1920.

Approved this 24th day of November, A. D. 1920.

C. J. McCARTHY,
Governor of the Territory of Hawaii.

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